



**Resolution #HSRA 15-09**

**Approval of the Request for Proposals for the Construction Package 4 Design-Build Contract, Term Sheet and Stipend**

**Whereas,** the California High-Speed Rail Authority (Authority) is responsible for the development and implementation of intercity high-speed rail service pursuant the Public Utilities Code §185030, *et seq.*;

**Whereas,** the Authority may enter into contracts with private and public entities for the design, construction and operation of high-speed rail trains including all tasks and segments thereof pursuant to California Public Utilities Code section 185036;

**Whereas,** the Authority is engaged in a procurement process leading to the award of the Design-Build contract, designated as Construction Package 4, which will extend approximately 22 miles in length through the Central Valley and will include at-grade and aerial structures, including viaducts, bridges, underpass and overpass structures;

**Whereas,** a Request for Qualifications was issued by the Authority and five qualified Offerors has been established, who are invited to participate in the Request for Proposals (RFP) process and submit proposals for Construction Package 4 design-build contract;

**Whereas,** to aid the Authority in the final development of the RFP documents, a Term Sheet containing a summary of the major material terms and conditions of the Construction Package 4 design-build contract was developed and presented to the Board for approval; and,

**Whereas,** the Authority requests approval to pay a stipend in the amount up to \$2 million for each responsive proposal submitted to the Authority by a qualified Offeror that is not awarded the contract, or in case of termination of the RFP, for proven costs not to exceed \$2 million.

**Therefore, it is resolved that:**

The Chief Executive Officer/Executive Director (CEO), or a designee of the CEO, is hereby authorized and directed to proceed with the RFP using the Term Sheet presented for Construction Package 4.

The CEO, or a designee of the CEO, is hereby authorized and directed to make appropriate changes to the Construction Package 4 RFP during the procurement. Substantive changes to the terms contained in the Term Sheet are to be made in consultation with the Board Chair as part of the RFP procurement, evaluation and contract negotiation process.

The CEO, or designee of the CEO, is hereby authorized to include a stipend in the amount for proven costs of up to \$2 million per proposal as part of the procurement for Construction Package 4 subject to the appropriate conditions set forth in terms of the RFP and above.

Vote:	7 - 0
Yes:	Correa; Henning; Perez-Estolano; Richard; Richards; Rossi; Selby
No:	N/A
Absent:	Schenk
Date:	5/12/2015

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